

SENATE BILL 702

By Yager

AN ACT to amend Tennessee Code Annotated, Section 57-3-217, relative to shipment of wine.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-3-217, is amended by adding the following language as a new subsection:

(h)

(1) It shall be the duty of every railroad company, express company, common or contract carrier, and of every firm or corporation that brings, carries, or transports wine from outside of this state for delivery in this state to consumers, to prepare and file monthly with the department of revenue a report of known wine shipments containing the name of the railroad company, express company, common or contract carrier, firm, or corporation making the report, the period of time covered by the report, the name and business address of the consignor of the wine, the name and address of each consignee of such wine, the weight of the package delivered to each consignee, a unique tracking number, and the date of delivery. Reports received by the department of revenue shall be made available to the public as a public record.

(2) Upon the request of the commissioner of revenue, any records supporting the report shall be made available to the department of revenue within a reasonable time after the commissioner makes a written request for such records. Any records containing information relating to such reports shall be kept and preserved for a period of two (2) years, unless their destruction sooner is authorized, in writing, by the department of revenue, and shall be open and

available to inspection by the department of revenue upon written request.

Reports shall also be made available to any law enforcement or regulatory body in the state in which the railroad company, express company, or common or contract carrier making the report resides or does business.

(3) Any railroad company, express company, or common or contract carrier that willfully fails to make reports as provided by this section or violates any rules of the department of revenue for the administration and enforcement of this section is subject to a notification of violation. In the case of a continuing failure to make reports, the railroad company, express company, or common or contract carrier is subject to the imposition of sanctions, including the denial of any license or permit issued by any department or agency of the state.

SECTION 2. This law shall take effect on July 1, 2017, the public welfare requiring it.